

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/610,337

Confirmation No.: 2503

Applicant(s) : Gildea et al.

Filed : June 30, 2003

TC/A.U. : 1645

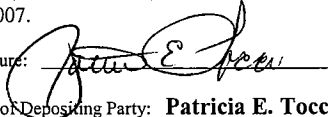
Examiner : Unknown

For : Methods, Kits and Compositions
Pertaining to Linear Beacons

Customer No. : 23544

CERTIFICATE OF E-FILING

I hereby certify that this correspondence is being submitted electronically using USPTO EFS, and is addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA on: February 27, 2007.

Signature: 

Name of Depositing Party: **Patricia E. Tocci**

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT

APPLICATION UNINTENTIONALLY ABANDONED UNDER 37 CFR 1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely response to a "Notice to File Missing Parts of NonProvisional Application". Applicant did not intend for the application to go abandoned. The "Notice to File Missing Parts of NonProvisional Application" was not received by Applicants' counsel at the address 75E Wiggins Avenue, Bedford, MA 01730. Likewise Applicants' counsel never received the Notice of Abandonment mailed to 75E Wiggins Avenue, Bedford, MA 01730 on October 18, 2004. A review of the Image File Wrapper on PAIR also indicates that the Notice of Abandonment was returned as undelivered to the USPTO on November 9, 2004.

The only 'missing part' was the Filing Fee and surcharge. Accompanying this petition is authorization to charge the appropriate fees to Deposit Account No. 01-2213.

1. Petition Fee:

The Commissioner is hereby authorized to charge the Petition fee of \$1,500.00 to Deposit Account No. 01-2213 (**Order No. BP9703US-DV2**).

2. Reply and Fee:

In reply to the "Notice to File Missing Parts of NonProvisional Application", the Office is hereby authorized to charge all required fees and surcharges (based upon the current applicable fee schedule) for revival of the above captioned patent application to Deposit Account No. 01-2213 (**Order No. BP9703US-DV2**).

3. Terminal Disclaimer:

Since the utility application was filed after June 8, 1995, no terminal disclaimer is required.

4. Statement under 37 CFR 1.137(b)(3)


The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

FEE AUTHORIZATION and REQUEST FOR TIME EXTENSION

If any additional fees not submitted with this response are required, please take such fees from Applied Biosystems Deposit Account No. (**Order No. BP9703US-DV2**).

Respectfully submitted,

Date: February 27, 2007



Brian D. Gildea
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